

ESTTA Tracking number: **ESTTA586391**

Filing date: **02/10/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91212833
Party	Defendant PROBIOTICAL SPA
Correspondence Address	JOHN P MURTAUGH PEARNE & GORDON LLP 1801 EAST 9TH STREET, SUITE 1200 CLEVELAND, OH 44114-3108 UNITED STATES jmurtaugh@pearne.com
Submission	Stipulated/Consent Motion to Extend
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Date	02/10/2014
Attachments	ExtTimeMotion-2-10-2014.pdf(63199 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

ASTRAZENECA AB)	
)	
Opposer,)	
)	
vs.)	Opposition No. 91212833
)	U.S. Application No. 79/128,403
)	
PROBIOTICAL S.P.A .)	
)	
Applicant.)	

CONSENTED MOTION TO EXTEND TIME

Dear Sir:

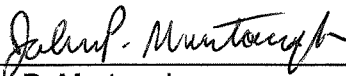
In this proceeding, ASTRAZENECA AB (Opposer) filed a Notice of Opposition against U.S. Application No. 79/128,403 for the mark ACTICAND, owned by PROBIOTICAL S.P.A., (Applicant). Applicant's Answer is now due on February 11, 2014.

The Notice of Opposition raises a number of questions and issues, both legally and factually. In addition, Applicant and Opposer have been communicating and exploring the possibility of settling this Opposition. Additional time is needed so that the parties can continue to try to settle this case, and, if necessary, so that Applicant can file an Answer. Accordingly, Applicant hereby requests that the time to file an Answer to the Opposition be extended for ninety (90) days, up to and including May 12, 2014, and that the trial, conferencing and disclosure dates be extended accordingly.

This request is made in good faith, and not for the purpose of delay. Opposer's counsel has consented to this ninety (90) day extension of time.

Respectfully submitted,

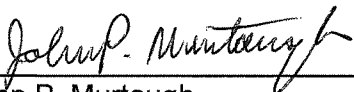
PROBIOTICAL S.P.A .

By: 
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Date: Feb-10, 2014

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Consented Motion to Extend Time was served via email to Opposer's counsel at trademarks@astrazeneca.com and Chuck.Saunders@astrazeneca.com on this 10th day of February, 2014.

By 
John P. Murtaugh